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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	77684162
Applicant	Alibaba Group Holding Limited
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Submission	Applicant's Motion to Suspend
Attachments	77684162 Request for Suspension.pdf (1 page)(52265 bytes)
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Date	11/19/2010

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

In Re Application Of: Alibaba Group Holding Limited

Serial No.: 77/684162

Filed: March 5, 2009

Mark: LIBRA CAPITAL MANAGEMENT (AND DESIGN)

MOTION TO SUSPEND PURSUANT TO 37 C.F.R. § 2.117(c) AND TBMP § 1213

Applicant, Alibaba Group Holding Limited, hereby moves to suspend the ex parte appeal filed in Application Serial No. 77/684162 pursuant to 37 C.F.R. § 2.117(c) and TBMP § 1213 pending expiration of references cited under Section 2(d) of the Act, 15 U.S.C. § 1052(d).

Applicant respectfully requests suspension of the ex parte appeal because three of the four cited marks, U.S. Registration Nos. 2954003, 2996293 and 2996294 are due for affidavits of continued use (or excusable nonuse) under Section 8 of the Act, 15 U.S.C. § 1058 on or before September 20, 2011. Applicant has examined the records in the TARR database for the cited references and has found no evidence that the Affidavits have been filed. The fifth anniversaries of the issue dates of the registrations have passed. Therefore, Applicant respectfully requests that the Board suspend the ex parte appeal pending determination of whether the cited registrations will continue in existence or will, instead, be cancelled under Section 8 of the Act.

Respectfully submitted,

Dated: November 19, 2010

/Linda M. Goldman/
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Mark: LIBRA CAPITAL MANAGEMENT
Serial No.: 77/684162
Request for Suspension